



Roll Call Number

11-1285

Agenda Item Number

19

Date July 25, 2011

SET HEARING FOR CONVEYANCE OF OVERHEAD AND UNDERGROUND ELECTRIC LINE EASEMENTS ON CITY-OWNED PROPERTIES TO MIDAMERICAN ENERGY COMPANY FOR \$1

WHEREAS, MidAmerican Energy Company (“MidAmerican”) electric transmission lines are required for electric service for the Grandview Golf Course Clubhouse, and thus MidAmerican has requested an electric line easement across City-owned property for this project; and

WHEREAS, on March 28, 2011, by Roll Call No. 11-0548, the Des Moines City Council approved conveyance of an underground electric line easement across City-owned property locally known as 2715 Dean Avenue to provide electrical service for the Fire Department Training & Logistics Facility, which easement was recorded on April 26, 2011 in Book 13833, Page 25 in the office of the Polk County Recorder; and

WHEREAS, subsequent to recording of this easement, MidAmerican and City staff determined that the underground electric line serving the Fire Department Training & Logistics Facility had been constructed outside of the easement area, and thus MidAmerican has requested a corrected electric line easement, subject to release by MidAmerican of the previously recorded easement; and

WHEREAS, the City of Des Moines needs to grant the requested easements to allow completion of the aforementioned projects and to provide electrical service to these City facilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The City Council of the City of Des Moines, Iowa proposes to grant a 20-foot overhead electric line easement to MidAmerican Energy Company across City-owned property locally known as 2401 E 29th Street to provide electrical service for the Grandview Golf Course Clubhouse, more specifically described below, for \$1:

A 20 FOOT x 50 FOOT OVERHEAD ELECTRIC LINE EASEMENT FOR THE GRANDVIEW GOLF COURSE CLUBHOUSE TO MIDAMERICAN ENERGY COMPANY MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT WHERE THE SOUTH RIGHT OF WAY LINE OF EAST SHERIDAN AVE. INTERSECTS WITH THE EAST RIGHT OF WAY LINE OF EAST 29TH STREET; THENCE SOUTH ALONG THE EAST RIGHT OF WAY LINE OF SAID E 29TH STREET A DISTANCE OF 372 FEET TO THE POINT OF BEGINNING; SAID EASEMENT CENTER LINE BEING PERPENDICULAR TO THE EAST RIGHT OF WAY LINE OF SAID E 29TH STREET EXTENDING EAST 50 FEET MORE OR LESS; TO THE POINT OF TERMINATION, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

2. The City Council of the City of Des Moines, Iowa proposes to grant a 10-foot wide underground electric line easement to MidAmerican Energy Company across City-owned property locally known as 2715 Dean Avenue to provide electrical service for the Fire Department Training & Logistics Facility (City Capital Improvement Project Fire Protection Improvements Maintenance/Logistics & Training Campus), more specifically described below, for \$1, subject to release by MidAmerican of the existing easement recorded in Book 13833, Page 25 in the office of the Polk County Recorder:

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A 10-FOOT WIDE UNDERGROUND ELECTRIC LINE EASEMENT ACROSS LOT 1 OF ROLLIN'S HOSIERY PLACE REPLAT, AN OFFICIAL PLAT, MORE PARTICULARLY DESCRIBED AS : A STRIP OF LAND 10-FEET WIDE WHOSE CENTERLINE BEGINS AT A POINT ON THE EAST LINE OF LOT 1 OF ROLLIN'S HOSIERY PLACE REPLAT, AN OFFICIAL PLAT, AT A POINT 25.0 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 1; THENCE APPROXIMATELY 224.0 FEET WESTERLY TO A POINT 20.0 FEET NORTH OF THE SOUTHERLY LINE OF SAID LOT 1; THENCE NORTH ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID LOT 1, A DISTANCE OF APPROXIMATELY 35.0 FEET TO THE TERMINUS OF SAID STRIP, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

3. A public hearing will be held on August 8, 2011, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposals and any other(s) submitted prior to or during the public hearing.
4. The City Clerk is hereby authorized and directed to publish notice of the proposal and hearing in the form hereto attached, all in accordance with Iowa Code Section 362.3.
5. There will be no proceeds associated with the conveyance of these easements.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
 Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

T. M. Franklin Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Diane Rauh City Clerk